

COMMITTEE ON JUDICIARY

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1015

(Reference to Senate engrossed bill)

Strike everything after the enacting clause and insert:

"Section 1. Section 16-168, Arizona Revised Statutes, is amended to read:

16-168. Precinct registers; date of preparation; contents; copies; reports; statewide database; violation; classification

A. By the tenth day preceding the primary and general elections the county recorder shall prepare from the original registration forms or from electronic media at least four lists that are printed or typed on paper of all qualified electors in each precinct in the county, and the lists shall be the official precinct registers.

B. The official precinct registers for use at the polling place shall contain at least the names in full, party preference, date of registration and residence address of each qualified elector in the respective precincts. The names shall be in alphabetical order and, in a column to the left of the names, shall be numbered consecutively beginning with number 1 in each precinct register.

C. For the purposes of transmitting voter registration information as prescribed by this subsection, electronic media in counties with a population over five hundred thousand persons in the last decennial census shall be the principal media. A county or state chairman who is eligible to receive copies of precinct lists as prescribed by this subsection may request that the recorder provide a paper copy of the precinct lists. The county recorder, in addition to preparing the official precinct lists, shall provide a means for mechanically or electronically reproducing the precinct lists and unless otherwise agreed shall deliver within eight days after the close of registration for the primary and general elections, without charge, on the same day one electronic media copy of each precinct list within the county to the county chairman and one electronic media copy to the state chairman of each party that has at least four candidates other than presidential electors

1 appearing upon the ballot in that county at the current election. The county
2 recorder shall also deliver, upon request and without charge, one electronic
3 media copy of the precinct list to the Arizona legislative council. The
4 county recorder of a county with a population of five hundred thousand or
5 fewer persons, on the same day precinct lists are delivered to county
6 chairmen, shall deliver one electronic media copy of each precinct list
7 within the county to the state chairman of each party that has at least four
8 candidates other than presidential electors appearing on the ballot in this
9 state at the current election. The copies of the precinct lists shall be
10 electronic media and shall include for each elector the following
11 information:

- 12 1. Name in full and appropriate title.
- 13 2. Party preference.
- 14 3. Date of registration.
- 15 4. Residence address.
- 16 5. Mailing address, if different from residence address.
- 17 6. Zip code.
- 18 7. Telephone number if given.
- 19 8. Birth year.
- 20 9. Occupation if given.
- 21 10. Voting history for all elections in the prior four years and any
22 other information regarding registered voters which the county recorder or
23 city or town clerk maintains electronically and which is public information.

24 D. The names on the precinct lists shall be in alphabetical order and
25 the precinct lists in their entirety, unless otherwise agreed, shall be
26 delivered to each county chairman and each state chairman within ten business
27 days of the close of each date for counting registered voters prescribed by
28 subsection G of this section other than the primary and general election
29 registered voter counts in the same format and media as prescribed by
30 subsection C of this section. During the thirty-three days immediately
31 preceding an election and on request from a county or state chairman, the
32 county recorder shall provide a daily list of persons who have requested an

1 early ballot and shall provide a weekly listing of persons who have returned
2 their early ballots. The recorder shall provide the daily and weekly
3 information through the third day preceding the election.

4 E. Precinct registers and other lists and information derived from
5 registration forms may be used only for purposes relating to a political or
6 political party activity, a political campaign or an election, for revising
7 election district boundaries or for any other purpose specifically authorized
8 by law and may not be used for a commercial purpose as defined in section
9 39-121.03. The sale of registers, lists and information derived from
10 registration forms to a candidate or a registered political committee for a
11 use specifically authorized by this subsection does not constitute use for a
12 commercial purpose. The county recorder, on a request for an authorized use
13 and within thirty days from receipt of the request, shall prepare additional
14 copies of an official precinct list and furnish them to any person requesting
15 them on payment of a fee equal to five cents for each name appearing on the
16 register for a printed list and ten cents for each name for an electronic
17 data medium, plus the cost of the blank computer disk or computer software if
18 furnished by the recorder, for each copy so furnished.

19 F. Any person in possession of a precinct register or list, in whole
20 or part, or any reproduction of a precinct register or list, shall not permit
21 the register or list to be used, bought, sold or otherwise transferred for
22 any purpose except for uses otherwise authorized by this section. A person
23 in possession of information derived from voter registration forms or
24 precinct registers shall not distribute, post or otherwise provide access to
25 any portion of that information through the internet except as authorized by
26 subsection J of this section. Nothing in this section shall preclude public
27 inspection of voter registration records at the office of the county recorder
28 for the purposes prescribed by this section, except that the month and day of
29 birth date, the social security number or any portion thereof, the driver
30 license number or nonoperating identification license number, ~~the unique~~
31 ~~identifying number prescribed by this section,~~ the Indian census number, the
32 father's name or mother's maiden name, the state or country of birth and the

1 records containing a voter's signature shall not be accessible or reproduced
2 by any person other than the voter, by an authorized government official in
3 the scope of the official's duties, for signature verification on petitions
4 and candidate filings, for election purposes and for news gathering purposes
5 by a person engaged in newspaper, radio, television or reportorial work, or
6 connected with or employed by a newspaper, radio or television station or
7 pursuant to a court order. A person who violates this subsection or
8 subsection E of this section is guilty of a class 6 felony.

9 G. The county recorder shall count the registered voters by political
10 party by precinct, legislative district and congressional district as
11 follows:

12 1. In even numbered years, the county recorder shall count all persons
13 who are registered to vote as of:

14 (a) January 1.

15 (b) March 1.

16 (c) June 1.

17 (d) The last day on which a person may register to be eligible to vote
18 in the next primary election.

19 (e) The last day on which a person may register to be eligible to vote
20 in the next general election.

21 (f) The last day on which a person may register to be eligible to vote
22 in the next presidential preference election.

23 2. In odd numbered years, the county recorder shall count all persons
24 who are registered to vote as of:

25 (a) January 1.

26 (b) April 1.

27 (c) July 1.

28 (d) October 1.

29 H. The county recorder shall report the totals to the secretary of
30 state as soon as is practicable following each of the dates prescribed in
31 subsection G of this section. The report shall include completed
32 registration forms returned in accordance with section 16-134, subsection

1 B. The county recorder shall also provide the report in a uniform electronic
2 computer media format that shall be agreed upon between the secretary of
3 state and all county recorders. The secretary of state shall then prepare a
4 summary report for the state and shall maintain that report as a permanent
5 record.

6 I. The county recorder and the secretary of state shall protect access
7 to voter registration information in an auditable format and method specified
8 in the secretary of state's electronic voting system instructions and
9 procedures manual that is adopted pursuant to section 16-452.

10 J. The secretary of state shall develop and administer a statewide
11 database of voter registration information that contains the name and
12 registration information of every registered voter in this state. The
13 database shall include an identifier that is unique for each individual
14 voter. The database shall provide for access by voter registration officials
15 and shall allow expedited entry of voter registration information after it is
16 received by county recorders. As a part of the statewide voter registration
17 database, county recorders shall provide for the electronic transmittal of
18 that information to the secretary of state on a daily basis. The secretary
19 of state shall provide for maintenance of the database, including provisions
20 regarding removal of ineligible voters that are consistent with the national
21 voter registration act of 1993 (P.L. 103-31; 107 Stat. 77; 42 United States
22 Code section 394) and the help America vote act of 2002 (P.L. 107-252; 116
23 Stat. 1666; 42 United States Code sections 15301 through 15545), provisions
24 regarding removal of duplicate registrations and provisions to ensure that
25 eligible voters are not removed in error.

26 K. Except as provided in subsection L of this section, for requests
27 for the use of registration forms and access to information as provided in
28 subsections E and F of this section, the county recorder shall receive and
29 respond to requests regarding federal, state and county elections.

30 L. Beginning January 1, 2008, recognized political parties shall
31 request precinct lists and access to information as provided in subsections E
32 and F of this section during the time periods prescribed in subsection C or D

1 of this section and the county recorder shall receive and respond to those
2 requests. If the county recorder does not provide the requested materials
3 within the applicable time prescribed for the county recorder pursuant to
4 subsection C or D of this section, a recognized political party may request
5 that the secretary of state provide precinct lists and access to information
6 as provided in subsections E and F of this section for federal, state and
7 county elections. The secretary of state shall not provide access to
8 precinct lists and information for recognized political parties unless the
9 county recorder has failed or refused to provide the lists and materials as
10 prescribed by this section. The secretary of state may charge the county
11 recorder a fee determined by rule for each name or record produced.

12 M. For municipal registration information in those municipalities in
13 which the county administers the municipal elections, county and state party
14 chairmen shall request and obtain voter registration information and precinct
15 lists from the city or town clerk during the time periods prescribed in
16 subsection C or D of this section. If the city or town clerk does not
17 provide that information within the same time prescribed for county recorders
18 pursuant to subsection C or D of this section, the county or state party
19 chairman may request and obtain the information from the county
20 recorder. The county recorder shall provide the municipal voter registration
21 and precinct lists within the time prescribed in subsection C or D of this
22 section.

23 Sec. 2. Section 16-245, Arizona Revised Statutes, is amended to read:

24 16-245. Form and content of ballot

25 A. Ballots and ballot labels for the presidential preference election
26 shall be printed on different colored paper or white paper with a different
27 colored stripe for each party represented on the presidential preference
28 election ballot. Only one party may be represented on each ballot. At the
29 top shall be printed "official ballot of the _____ party,
30 presidential preference election (date), county of _____, state of
31 Arizona".

1 B. The order of the names of certified candidates on the ballot shall
2 be determined by lots drawn at a public meeting called by the secretary of
3 state for that purpose. Rotation of candidate names is prohibited. The
4 certified candidates shall be listed under the title "_____ party
5 candidates for president of the United States". Immediately below shall be
6 printed "vote for not more than one". The ballot may also contain printed
7 instructions to voters as prescribed for other elections.

8 C. The officer in charge of elections shall provide a sample ballot
9 proof to the state committee chairman of each qualified candidate's state
10 committee no later than five days after receipt of the certification from the
11 secretary of state.

12 D. The officer in charge of elections shall mail one sample ballot of
13 each party represented on the presidential preference election ballot to each
14 household that contains a registered voter of that political party. **THE**
15 **OFFICER IN CHARGE OF ELECTIONS MAY OPT TO NOT SEND A SAMPLE BALLOT TO A**
16 **REGISTERED VOTER WHO IS ON THE PERMANENT EARLY VOTING LIST ESTABLISHED**
17 **PURSUANT TO SECTION 16-544.** The return address on the sample ballot mailer
18 shall not contain the name of any elected or appointed official, and the name
19 of an appointed or elected official shall not be used to indicate who
20 produced the sample ballot.

21 E. The mailing face of each sample ballot shall be imprinted with the
22 great seal of the state of Arizona with the words "official voting
23 materials---presidential preference election". The polling place for that
24 household may also be designated on the mailing face of the sample ballot.

25 Sec. 3. Section 16-246, Arizona Revised Statutes, as amended by Laws
26 2007, chapter 183, section 3, is amended to read:

27 16-246. Early balloting; satellite locations; additional
28 procedures

29 A. Within ~~ninety~~ **NINETY-THREE** days ~~preceding the Saturday~~ before the
30 presidential preference election and not later than 5:00 p.m. on the eleventh
31 day preceding the election, any elector who is eligible to vote in the
32 presidential preference election may make a verbal or signed, written request

1 for an official early ballot to the county recorder or other officer in
2 charge of elections for the county in which the elector is registered to
3 vote. If the request is verbal, the requesting elector shall provide the
4 date of birth and birthplace or other information that if compared to the
5 voter registration records for that elector would confirm the identity of the
6 elector.

7 B. Absent uniformed services voters or overseas voters who are
8 otherwise eligible to vote in the election may vote as prescribed by sections
9 16-543, 16-543.01 and 16-543.02. The list of candidates that is sent as
10 prescribed by section 16-543.01 shall be a list of all candidates who have
11 qualified for the presidential preference ballot by the forty-sixth day
12 before the presidential preference election.

13 C. The county recorder or other officer in charge of elections may
14 establish on-site early voting locations at the office of the county recorder
15 or at other locations in the county deemed necessary or appropriate by the
16 recorder. Early voting shall begin within the time limits prescribed in
17 section 16-542 unless otherwise prescribed by this section.

18 D. The county recorder or other officer in charge of elections shall
19 send by nonforwardable mail that is marked with the statement required by the
20 postmaster to receive an address correction notification any early ballots
21 that are requested pursuant to subsections A and B of this section and shall
22 include a preaddressed envelope for the elector to return the completed
23 ballot.

24 E. The county recorder or other officer in charge of elections shall
25 provide to each election board an appropriate alphabetized list of voters who
26 have requested and have been sent an early ballot. Any person who is on that
27 list of voters and who was sent an early ballot shall not vote at the polling
28 place for that election precinct except as prescribed by section 16-579,
29 subsection C.

30 F. The county recorder or other officer in charge of elections may
31 provide for any of the following in the same manner prescribed by law for
32 other elections:

1 1. Special election boards.

2 2. Emergency balloting for persons who experience an emergency after
3 5:00 p.m. on the Friday preceding the presidential preference election and
4 before 5:00 p.m. on the Monday immediately preceding the presidential
5 preference election.

6 G. Sections 16-550, 16-551 and 16-552 govern the use of early
7 balloting for the presidential preference election.

8 Sec. 4. Repeal

9 Section 16-246, Arizona Revised Statutes, as amended by Laws 2007,
10 chapter 168, section 3, is repealed.

11 Sec. 5. Section 16-461, Arizona Revised Statutes, is amended to read:

12 16-461. Sample primary election ballots; submission to party
13 chairmen for examination; preparation, printing and
14 distribution of ballot

15 A. At least forty-five days before a primary election, the officer in
16 charge of that election shall:

17 1. Prepare a proof of a sample ballot.

18 2. Submit the sample ballot proof of each party to the county chairman
19 or in city or town primaries to the city or town chairman.

20 3. Mail a sample ballot proof to each candidate for whom a nomination
21 paper and petitions have been filed.

22 B. Within five days after receipt of the sample ballot, the county
23 chairman of each political party shall suggest to the election officer any
24 change the officer considers should be made in the officer's party ballot,
25 and if upon examination the election officer finds an error or omission in
26 the ballot the officer shall correct it. The election officer shall cause
27 the sample ballots to be printed and distributed as required by law, shall
28 maintain a copy of each sample ballot and shall post a notice indicating that
29 sample ballots are available on request. The official sample ballot shall be
30 printed on colored paper. For voters who are not registered with a party
31 that is entitled to continued representation on the ballot pursuant to

1 section 16-804, the election officer may print and distribute the required
2 sample ballots in an alternative format, including a reduced size format.

3 C. Not later than forty days before a primary election, the county
4 chairman of a political party may request one sample primary election ballot
5 of the chairman's party for each election precinct.

6 D. The board of supervisors shall have printed mailer-type sample
7 ballots for a primary election and shall mail at least eleven days prior to
8 the election one sample ballot of a political party to each household
9 containing a registered voter of that political party. **THE OFFICER IN CHARGE**
10 **OF ELECTIONS MAY OPT TO NOT SEND A SAMPLE BALLOT TO A REGISTERED VOTER WHO IS**
11 **ON THE PERMANENT EARLY VOTING LIST ESTABLISHED PURSUANT TO SECTION 16-544.** A
12 certified claim shall be presented to the secretary of state by the board of
13 supervisors for the actual cost of printing, labeling and postage of each
14 sample ballot actually mailed, and the secretary of state shall direct
15 payment of the authenticated claim from funds of the secretary of state's
16 office.

17 E. For city and town elections, the governing body of a city or town
18 may have printed mailer-type sample ballots for a primary election. If the
19 city or town has printed such sample ballots, the city or town shall provide
20 for the distribution of such ballots and shall bear the expense of printing
21 and distribution of such sample ballots.

22 F. The return address on the mailer-type sample ballots shall not
23 contain the name of an appointed or elected public officer nor may the name
24 of an appointed or elected public officer be used to indicate who produced
25 the sample ballot.

26 G. The great seal of the state of Arizona shall be imprinted along
27 with the words "official voting materials" on the mailing face of each sample
28 ballot. In county, city or town elections the seal of such jurisdiction
29 shall be substituted for the state seal.

30 Sec. 6. Section 16-510, Arizona Revised Statutes, is amended to read:

31 **16-510. Sample ballots; preparation and distribution**

1 A. Before printing the sample ballots for the general election the
2 board of supervisors shall send to each candidate whose name did not appear
3 on the preceding primary election ballot a ballot proof of the sample ballot
4 for his review.

5 B. The board of supervisors shall print and distribute, for the
6 information of voters at each polling place, a number of sample ballots as it
7 deems necessary.

8 C. The board of supervisors shall have printed mailer-type sample
9 ballots for a general election and shall mail at least eleven days prior to
10 the election one such sample ballot to each household in the county
11 containing a registered voter. **THE OFFICER IN CHARGE OF ELECTIONS MAY OPT TO**
12 **NOT SEND A SAMPLE BALLOT TO A REGISTERED VOTER WHO IS ON THE PERMANENT EARLY**
13 **VOTING LIST ESTABLISHED PURSUANT TO SECTION 16-544.** A certified claim shall
14 be presented to the secretary of state by the board of supervisors for the
15 actual cost of printing, labeling and postage of each such sample ballot
16 actually mailed, and the secretary of state shall direct payment of such
17 authenticated claim from funds of his office.

18 D. For city and town elections the governing body of a city or town
19 may have printed mailer-type sample ballots for a general election. If the
20 city or town has printed such sample ballots, the city or town shall provide
21 for the distribution of such ballots and shall bear the expense of printing
22 and distributing such sample ballots.

23 E. For special district elections the governing body of a special
24 district may have printed mailer-type sample ballots. If the special
25 district has printed such sample ballots, the special district shall provide
26 for the distribution of such ballots and shall bear the expense of printing
27 and distributing such sample ballots.

28 Sec. 7. Section 16-542, Arizona Revised Statutes, is amended to read:
29 **16-542. Request for ballot**

30 A. Within ~~ninety~~ **NINETY-THREE** days ~~next-preceding the Saturday~~ before
31 any election called pursuant to the laws of this state, an elector may make a
32 verbal or signed request to the county recorder, or other officer in charge

1 of elections for the applicable political subdivision of this state in whose
2 jurisdiction the elector is registered to vote, for an official early ballot.
3 In addition to name and address, the requesting elector shall provide the
4 date of birth and state or country of birth or other information that if
5 compared to the voter registration information on file would confirm the
6 identity of the elector. If the request indicates that the elector needs a
7 primary election ballot and a general election ballot, the county recorder or
8 other officer in charge of elections shall honor the request. For any
9 partisan primary election, if the elector is not registered as a member of a
10 political party that is entitled to continued representation on the ballot
11 pursuant to section 16-804, the elector shall designate the ballot of only
12 one of the political parties that is entitled to continued representation on
13 the ballot and the elector may receive and vote the ballot of only that one
14 political party. The county recorder may establish on-site early voting
15 locations at the recorder's office, ~~or~~ WHICH SHALL BE OPEN AND AVAILABLE FOR
16 USE TWENTY-SIX DAYS BEFORE THE ELECTION. THE COUNTY RECORDER MAY ALSO
17 ESTABLISH any other EARLY VOTING locations in the county the recorder deems
18 necessary.

19 B. Notwithstanding subsection A of this section, a request for an
20 official early ballot from an absent uniformed services voter or overseas
21 voter as defined in the uniformed and overseas citizens absentee voting act
22 of 1986 (P.L. 99-410; 42 United States Code section 1973ff-6) or a voter
23 whose information is protected pursuant to section 16-153 that is received by
24 the county recorder or other officer in charge of elections more than ~~ninety~~
25 NINETY-THREE days ~~next preceding the Saturday~~ before the election is valid.
26 If requested by the absent uniformed services or overseas voter, or a voter
27 whose information is protected pursuant to section 16-153, the county
28 recorder or other officer in charge of elections shall provide to the
29 requesting voter early ballot materials through the next two regularly
30 scheduled general elections for federal office immediately following receipt
31 of the request.

1 C. TWENTY-SIX DAYS BEFORE THE ELECTION, the county recorder or other
2 officer in charge of elections shall mail THE EARLY BALLOT AND THE ENVELOPE
3 FOR ITS RETURN postage prepaid to the address provided by the requesting
4 elector, ~~which address shall be the elector's residence address or the~~
5 ~~location where the elector is temporarily residing while absent from the~~
6 ~~precinct, the early ballot and the envelope for its return within five days~~
7 ~~after receipt of the official early ballots from the officer charged by law~~
8 ~~with the duty of preparing ballots pursuant to section 16-545. If a statewide~~
9 ~~voter registration database is not yet operational and if the requesting~~
10 ~~elector registered to vote for the first time in this state after January 1,~~
11 ~~2003 and has not yet voted in this state or is reregistering after January 1,~~
12 ~~2003 after moving from one county in this state to another county in this~~
13 ~~state and is voting for the first time at the new registration address, the~~
14 ~~early ballot materials shall include notice that the person shall submit a~~
15 ~~photocopy of a current form of identification that bears a photograph of the~~
16 ~~person and the name of the person or a photocopy of a current utility bill,~~
17 ~~bank statement, paycheck, government issued check or other government~~
18 ~~document that shows the name and registration address of the person and~~
19 ~~notice that if the person does not submit photocopies of the required~~
20 ~~documents, the person may only vote a provisional ballot.~~

21 D. Only the elector may be in possession of that elector's unvoted
22 early ballot. If a complete and correct request is made by the elector
23 within ~~twenty-three~~ TWENTY-SIX days ~~next preceding the Saturday~~ before the
24 election, the mailing must be made within forty-eight hours after receipt of
25 the request. Saturdays, Sundays and other legal holidays are excluded from
26 the computation of the forty-eight hour period prescribed by this subsection.
27 If a complete and correct request is made by an absent uniformed services
28 voter or an overseas voter before the election, the regular early ballot
29 shall be transmitted by mail, by fax or by other electronic format approved
30 by the secretary of state within twenty-four hours after the early ballots
31 are delivered pursuant to section 16-545, subsection B, excluding Sundays.

1 E. In order to be complete and correct and to receive an early ballot
2 by mail, an elector's request that an early ballot be mailed to the elector's
3 residence or temporary address must include all of the information prescribed
4 by subsection A of this section and must be received by the county recorder
5 or other officer in charge of elections no later than 5:00 p.m. on the
6 eleventh day preceding the election. An elector who appears personally no
7 later than 5:00 p.m. on the Friday preceding the election at an on-site early
8 voting location that is established by the county recorder or other officer
9 in charge of elections shall be given a ballot and permitted to vote at the
10 on-site location. If an elector's request to receive an early ballot is not
11 complete and correct but complies with all other requirements of this
12 section, the county recorder or other officer in charge of elections shall
13 attempt to notify the elector of the deficiency of the request.

14 F. Unless an elector specifies that the address to which an early
15 ballot is to be sent is a temporary address, the recorder may use the
16 information from an early ballot request form to update voter registration
17 records.

18 G. The county recorder or other officer in charge of early balloting
19 shall provide an alphabetized list of all voters in the precinct who have
20 requested and have been sent an early ballot to the election board of the
21 precinct in which the voter is registered not later than the day prior to the
22 election.

23 H. As a result of an emergency occurring between 5:00 p.m. on the
24 second Friday preceding the election and 5:00 p.m. on the Monday preceding
25 the election, qualified electors may request to vote early in the manner
26 prescribed by the county recorder of their respective county. For the
27 purposes of this subsection, "emergency" means any unforeseen circumstances
28 that would prevent the elector from voting at the polls.

29 I. A candidate or political committee may distribute early ballot
30 request forms to voters. If the early ballot request forms include a printed
31 address for return to an addressee other than a political subdivision, the
32 addressee shall be the candidate or political committee that paid for the

1 printing and distribution of the request forms. All early ballot request
2 forms that are received by a candidate or political committee shall be
3 transmitted as soon as practicable to the political subdivision that will
4 conduct the election.

5 Sec. 8. Section 16-545, Arizona Revised Statutes, is amended to read:

6 16-545. Early ballot

7 A. The early ballot shall be one prepared for use in the precinct in
8 which the applicant resides and, if a partisan primary election, of the
9 political party with which the applicant is affiliated as shown by the
10 affidavit of registration. The ballot shall be identical with the regular
11 official ballots, except that it shall have printed or stamped on it "early".

12 B. The officer charged by law with the duty of preparing ballots at
13 any election shall prepare the official early ballot and deliver a sufficient
14 number to the recorder or other officer in charge of elections not later than
15 the ~~thirtieth~~ THIRTY-THIRD day ~~preceding the Saturday~~ before the election.
16 EXCEPT AS PROVIDED IN SECTION 16-542, SUBSECTION D, A REGULAR EARLY BALLOT
17 SHALL NOT BE DISTRIBUTED TO AN ELECTOR BEFORE THE BEGINNING OF EARLY VOTING,
18 WHICH SHALL BEGIN TWENTY-SIX DAYS BEFORE THE DATE OF THE ELECTION.

19 Sec. 9. Section 16-558.01, Arizona Revised Statutes, is amended to
20 read:

21 16-558.01. Mailing of ballots

22 Not more than ~~thirty-three~~ TWENTY-SIX days before the election and not
23 fewer than fifteen days before the election, the county recorder or other
24 officer in charge of elections for the special district shall send by ~~first~~
25 ~~class~~ NONFORWARDABLE mail all official ballots with printed instructions and
26 a return envelope bearing a printed ballot affidavit as described in section
27 16-547 to each qualified elector entitled to vote in the election. The
28 envelope in which the ballot is mailed shall be clearly marked ~~"Do not~~
29 ~~forward. Return to sender. Return postage guaranteed. Address correction~~
30 ~~requested."~~ WITH THE STATEMENT REQUIRED BY THE POSTMASTER TO RECEIVE AN
31 ADDRESS CORRECTION AND NOTIFICATION. The district governing board shall
32 determine whether the voter or the district governing board will pay for the

1 postage for the return of electors' marked ballots. An elector who votes in
2 a special district mail ballot election shall return the elector's marked
3 ballot to the recorder or other officer in charge of the election or to a
4 designated depository site as provided in section 16-411 no later than 7:00
5 p.m. on the day of the election.

6 Sec. 10. Emergency

7 This act is an emergency measure that is necessary to preserve the
8 public peace, health or safety and is operative immediately as provided by
9 law."

10 Amend title to conform

and, as so amended, it do pass

EDDIE FARNSWORTH
Chairman

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H:jmb